

SECTION 2: REVIEW OF STATE PROGRAMS

Selecting Programs for Review

HJR 10 directs the EQC to review Montana's "natural resource and environmental compliance and enforcement" framework. This is defined as state programs that meet the following criteria:

- A state agency has jurisdiction over the achievement of specific natural resource and environmental constitutional and/or statutory goals, and
- There is one or more identifiable "regulated communities" the agency coordinates with to achieve the above goals. These communities include private, corporate, or local government entities. Programs that wholly involve state actions are not included. Some programs may only employ "compliance" tools, not the full spectrum of enforcement tools.

There were several steps in selecting the agencies and programs to include in this study. Those agencies responding to the 1994 Compliance and Enforcement Questionnaire (EQC, 1994) were automatically included. The EQC staff also reviewed Montana's statutes for natural resource and environmental goals, matching state agency jurisdiction with those goals. At the same time, we reviewed the post-reorganization list of state agencies and programs included in the Legislative Fiscal Report, to ensure our list was up-to-date and complete. Relevant portions of the list were then reviewed with agency representatives when setting up program presentations, and changes were made where necessary to ensure adequate coverage of agency compliance programs.

The figure above lists the primary state agencies in Montana. Those noted in bold are involved in natural resource or environmental compliance.

The following pages comprise a review of Montana's environmental and natural resource compliance and enforcement programs, by agency. Information is based primarily on materials presented to EQC members and staff during Step 2 of the study process.

MONTANA'S STATE AGENCIES

Board of Public Education
Bureau of Mines and Geology
Commissioner of Political Practices
Community College Assistance Program
Department of Administration
Department of Agriculture
Department of Commerce
Department of Corrections
Department of Environmental Quality
Department of Fish Wildlife and Parks
Department of Justice
Department of Labor and Industry
Department of Livestock
Department of Military Affairs
Department of Natural Resources and Conservation
Department of Public Service Regulation
Department of Revenue
Department of Transportation
Fire Services Training School
Governor's Office
Judiciary
Legislative Branch
Library Commission
Montana Agricultural Experiment Station
Montana Arts Council
Montana Chiropractic Legal Panel
Montana Extension Service
Montana Forest and Conservation Experiment Station
Montana Historical Society
Montana University System
Office of Public Instruction
Office of the Secretary of State
Public Health and Human Services
State Auditor's Office
Vocational Education Council

Note: Agencies noted in **bold type** contain one or more programs included in this study.

Sources: LFA, 1995; EQC Staff, 1995.